



Economic Impact Analysis Virginia Department of Planning and Budget

18 VAC 155-20 – Waste Management Facility Operators Regulations
Department of Professional and Occupational Regulation
February 28, 2010

Summary of the Proposed Amendments to Regulation

The Board for Waste Management Facility Operators (Board) proposes to amend its regulations to remove the \$25 fee on returned checks and clarify that the fee for taking the licensure examination is paid to the third party vendor that administers the exam.

Result of Analysis

The benefits likely exceed the costs for all proposed changes.

Estimated Economic Impact

Current regulations set a returned check fee of \$25 and an examination fee of \$150 that is subject to further charges by an outside vendor. Since returned check charges are now set by the Code of Virginia (§2.2-614.1 C), and since the current examination fee is \$250 which is paid directly to the vendor who administers the exam, the Board proposes to amend regulatory language that covers these two fees. Specifically, the Board proposes to remove the fee for returned checks from these regulations entirely and amend the language that deals with licensure examination so that mention of a specific dollar amount is removed and so that it is clear that this fee is paid directly to the vendor. No entity is likely to incur any costs on account of these changes. Regulated entities, and other parties who may read these regulations, will benefit from the proposed changes because they remove obsolete language that may cause confusion.

Businesses and Entities Affected

The Department of Professional and Occupational Regulation (DPOR) reports that there are currently 1,199 licensed Waste Management Facility Operators in the Commonwealth. All of

these individuals, as well as any individuals who may wish to be licensed by the Board in the future, will be affected by these proposed regulations.

Localities Particularly Affected

No locality will be particularly affected by this proposed regulatory action.

Projected Impact on Employment

This regulatory action will likely have no impact on employment in the Commonwealth.

Effects on the Use and Value of Private Property

This regulatory action will likely have no effect on the use or value of private property in the Commonwealth.

Small Businesses: Costs and Other Effects

Small businesses in the Commonwealth are unlikely to incur any costs on account of this regulatory action.

Small Businesses: Alternative Method that Minimizes Adverse Impact

Small businesses in the Commonwealth are unlikely to incur any costs on account of this regulatory action.

Real Estate Development Costs

This regulatory action will likely have no effect on real estate development costs in the Commonwealth.

Legal Mandate

The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with Section 2.2-4007.H of the Administrative Process Act and Executive Order Number 36 (06). Section 2.2-4007.H requires that such economic impact analyses include, but need not be limited to, the projected number of businesses or other entities to whom the regulation would apply, the identity of any localities and types of businesses or other entities particularly affected, the projected number of persons and employment positions to be affected, the projected costs to affected businesses or entities to implement or comply with the regulation, and the impact on the use and value of private property. Further, if the proposed regulation has adverse effect on small businesses, Section 2.2-4007.H requires that such

economic impact analyses include (i) an identification and estimate of the number of small businesses subject to the regulation; (ii) the projected reporting, recordkeeping, and other administrative costs required for small businesses to comply with the regulation, including the type of professional skills necessary for preparing required reports and other documents; (iii) a statement of the probable effect of the regulation on affected small businesses; and (iv) a description of any less intrusive or less costly alternative methods of achieving the purpose of the regulation. The analysis presented above represents DPB's best estimate of these economic impacts.